In the Supreme Court of the United States.

OCTOBER TERM, 1919.

FRANKLIN K. LANE, SECRETARY OF THE Interior, and Clay Tallman, Commissioner of the General Land Office, plaintiffs in error, v. THE UNITED STATES OF AMERICA EX REL. Allen L. Newton.	No. 405.

IN ERROR TO THE COURT OF APPEALS OF THE DISTRICT OF COLUMBIA.

MOTION TO SUBSTITUTE AS ONE OF THE PLAINTIFFS IN ERROR JOHN BARTON PAYNE, PRESENT SECRETARY OF THE INTERIOR, IN THE PLACE OF FRANKLIN K. LANE, FORMER SECRETARY THEREOF.

Comes now the Solicitor General, and suggesting to the court the resignation of Franklin K. Lane as Secretary of the Interior and the appointment of John Barton Payne as his successor, respectfully moves the court that said John Barton Payne, in his capacity as Secretary of the Interior, be substituted as one of the plaintiffs in error in this case in the place and stead of said Franklin K. Lane.

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This suit was instituted to secure a writ of mandamus against said Lane, as Secretary of the Interior, and said Tallman, as Commissioner of the General Land Office, to compel the the issuance of a patent to relator on his homestead entry for certain lands in the State of Washington. The writ of error brings up for review the judgment of the Court of Appeals of the District of Columbia affirming the judgment of the Supreme Court of the District awarding the writ.

As said Lane was made a party solely in his official capacity as Secretary of the Interior, and in order to prevent abatement of the proceedings in error as to the Secretary of the Interior, it is respectfully requested that the substitution moved be granted.

ALEX. C. KING,
Solicitor General.

MARCH, 1920.

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